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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Attorney Docket No.: DIVER1280-11
	In re Application of: Short and Keller	
	Application No: 09/848,185	Filed: May 3, 2001
	For: METHOD FOR OBTAINING AN ENRICHED DNA SAMPLE CONTAINING ENZYMES OF SPECIFIED ACTIVITY (As amended)	
	Group Art Unit: 1636	Examiner: Bronwen Leach

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Applicants hereby appeal to the Board of Appeals from the decision mailed  
November 5, 2002, of the Examiner rejecting claims 1-6, 8-19 and 21-28.

MAY 12 2003

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1.	<input checked="" type="checkbox"/>	Appeal Fee (37 C.F.R. § 1.17(b))	
		other than small entity	\$320.00
	<input checked="" type="checkbox"/>	small entity	\$160.00

2.	<input checked="" type="checkbox"/>	A petition and fee for an extension of time for reply to the rejection is attached.						
	<input checked="" type="checkbox"/>	Extension Fee (37 C.F.R. § 1.17(a))						
		other than small entity						
			\$110.00		\$410.00		\$930.00	\$1,450.00
	<input checked="" type="checkbox"/>	small entity						
			\$55.00		\$205.00	<input checked="" type="checkbox"/>	\$410.00 (\$465.00 minus \$55.00 (paid with Response on 3/5/03) equals \$410.00).	\$725.00

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3.	X	The Commissioner is hereby authorized to charge the total fee of \$570.00; which consists of \$160.00 for the Notice of Appeal fee and \$410.00 for the Three (3) Months Extension of Time fee (\$465.00 minus \$55.00 (paid with Response on 3/5/03) equals to \$410.00); and for any other additional fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 50-1355. A copy of this sheet is enclosed.
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May 5, 2003  
Date

  
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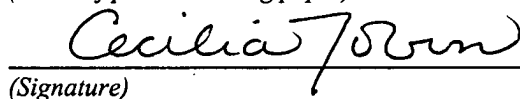
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**CERTIFICATION UNDER 37 C.F.R. § 1.8**

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date **May 5, 2003**, addressed to: MAIL STOP AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**Cecilia Tobin**

(Name of person mailing paper)

  
(Signature)

**May 5, 2003**  
(Date)